

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

MAY 19 2006

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JILL E. BARAD, JEANETTE CORCUERA,
GREG VINEYARD, DARIAN PASTERSKI, JOE SCULLY
JOHN WATSON, ROY KANESHIRO, BRIAN CHANNELL, JEAN CHU,
NANCIE MARTIN, SIMON CHEUNG SHU KEUN, and LI TAK CHEE

Application No. 09/804,664

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on May 2, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below:

Appellants filed an Information Disclosure Statement (IDS) on July 26, 2002. It is not clear from the record whether the examiner considered the statement submitted or whether the examiner notified appellants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98 as the examiner has not initialed next to each of the references nor signed and dated the 1449 as required by the Manual of Patent Examining Procedure (MPEP) § 609 C(2).

Application No. 09/804,664

Accordingly, it is

ORDERED that the application is returned to the examiner for

- (1) proper consideration of the IDS filed July 26, 2002,
- (2) notification to appellant in writing of such consideration, and
- (3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:



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DMS/vsh